



DECLARATION (CFR 1.63) FOR PLANT APPLICATION USING AN APPLICATION
DATA SHEET (37 CFR 1.76)

Title of Invention	STRAWBERRY PLANT NAMED 'ALBION'
<p>As the below named inventor(s), I/we declare that:</p> <p>This declaration is directed to:</p> <p><input type="checkbox"/> The attached application, or</p> <p><input checked="" type="checkbox"/> Application No. <u>10/769,471</u>, filed on <u>January 29, 2004</u></p> <p><input type="checkbox"/> as amended on _____ (if application);</p> <p>I/we believe that I/we am/ are the original and first inventor(s) of the new and distinct variety of plant which is claimed and for which a plant patent is sought;</p> <p>I/we have asexually reproduced the plant to which this application applies;</p> <p><input type="checkbox"/> The plant was found in a cultivated area (check this box for a newly found plant only);</p> <p>I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;</p> <p>I/we acknowledge the duty to disclosure to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part.</p> <p>All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.</p>	
FULL NAME OF INVENTOR(S)	
Inventor one: <u>Douglas V. Shaw</u>	
Signature: <u><i>Douglas V. Shaw</i></u>	Citizen of: <u>USA</u>
Inventor two: <u>Kirk D. Larson</u>	
Signature: <u><i>Kirk D. Larson</i></u>	Citizen of: <u>USA</u>
Inventor three: _____	
Signature: _____	Citizen of: _____
<input type="checkbox"/> Additional inventors or a legal representative are being named on _____ additional form(s) attached hereto.	

ATTESTATION

The undersigned hereby deposes and attests:

that Linda S. Stevenson is duly authorized by The Regents of the University of California to execute documents related to the filing and prosecution of United States and Foreign Utility and Design Patent Applications, and related forms of protection of industrial property worldwide, including but not limited to powers of attorney, various declarations, terminal disclaimers, certification 37, assignments - U.S. and Foreign, licenses to Federal government agencies, Chapter I and II Demands and all related PCT documents, as well as technical questionnaires, and small entity status declarations;

that the legal capacity of said person is legitimate and in accordance with the instruments and documents presented to me which constitute direct and positive evidence of the legal capacity above mentioned; that I carefully examined these instruments and that formal requirements provided therein have been fulfilled so as to prove the legal capacity of said person. The documents and records examined and which constitute direct and positive evidence of the legal capacity of said person is as follows:

Standing Order 100.4 as adopted by The Regents of the University of California at a duly called meeting on January 21, 1983, in the city of San Francisco, County of San Francisco, State of California, which delegates authority to the President of the University for administration of intellectual property, and

Redelegation of authority by the President to the Vice President-Financial and Business Management on January 28, 1983, and

Redelegation of authority by the Vice President to the Assistant Vice President-Business Management on August 9, 1983, and

Redelegation of authority by the Associate Vice President-Business Management to the Director, Office of Technology Transfer on November 14, 1990.

Redelegation of authority by the Director, Office of Technology Transfer to Linda S. Stevenson, Senior Prosecution Analyst, Office of Technology Transfer on December 21, 1993 and reaffirmed by the Interim Director on August 1, 1994.

The undersigned further attests that The Regents of the University of California is a corporation duly organized and legally existing under the constitution of the State of California, United States of America and that the purpose or purposes for which the present document is granted are comprised within the objects set forth in the charter of this corporation.

THE REGENTS OF THE
UNIVERSITY OF CALIFORNIA


Terence A. Feuerborn
Interim Director
Office of Technology Transfer

February 2, 1995

Date

COPY

State of California

OFFICE OF THE SECRETARY OF STATE

CERTIFICATE OF STATUS DOMESTIC CORPORATION

I, MARCH FONG EU, Secretary of State of the State of California, hereby certify:

That on the 18th day of June, 1968,

THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

became incorporated under the laws of the State of California by filing its Articles of Incorporation in this office; and

That no record exists in this office of a certificate of dissolution of said corporation nor of a court order declaring dissolution thereof, nor of a merger or consolidation which terminated its existence; and

That said corporation's corporate powers, rights and privileges are not suspended on the records of this office; and

That according to the records of this office, the said corporation is authorized to exercise all its corporate powers, rights and privileges and is in good legal standing in the State of California; and

That no information is available in this office on the financial condition, business activity or practices of this corporation.



IN WITNESS WHEREOF, I execute this
certificate and affix the Great Seal
of the State of California this
8th day of May, 1992

March Fong Eu

Secretary of State